(4)

PAGE No. 1

SINGLE BENCH

(7)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION No.:- 2004 / 2005. (S.B.)

PETITIONERS :-

1. Sanjay Mishra, Age-37 Years
S/o Late Shri O.N. Mishra
By Occupation: - Sub-Inspector (M)

2. Ahamad Husain, Age-42 Yrs.
S/o Shri Late Noor Husain
By Occupation: - Subedar (M)

3. K.L.Sahu Age-52Years
S/O Late, Shri P. Sahu
Occupation: -Subedar (M)

4. S.M. Jatwar Age. 43 years
S/o Shri Asha Ram
Occupation:. Sub-Inspector (M)

5. K.R.Sahu Age.45 years
S/o Shri Umendram Sahu
Occupation: -Sub-Inspector (M)

6. K.L. Choudhary Age. 42
Yrs S/o Shri Ram Choudhary,
Occupation: - Sub- Inspector (M)

7. Anand Mohan Pandey Age. 41 years
S/o. Late Shri M.K. Pandey
Occupation: - Sub- Inspector (M)

8. R.K.Chandel Aged about 42 Years
S/o Late,Shri Ganpatram Chandel
Sub- Inspector (M)

9. Omkar Singh Tawer Aged about
40 Years S/o Shri Arjun Singh
Sub- Inspector (M)

10. Vajir Alam Aged about 52 years
S/o Farukh Ansari, Subedar (M)
All Working under the office of
D.G.P. Homeguards.
Mahacamp, Raipur.C.G. 20/4/05

P.R. No. 1628/05
Presented by Shri Prakash Tiwari
dated 13-04-05

-: VERSUS :-

RESPONDENTS: -

1. **The State of Chhattisgarh**
Through The Secretary,
Home & Police AFFAIRS,
D.K.S.Mantralaya Bhavan,
Raipur {C.G.}
2. **The Secretary, Finance**
D.K.S.Mantralaya Bhavan,
Raipur {C.G.}

Prakash Tiwari
ADVOCATE

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3. **The Director General Of Home guards,**
Mana Camp ,Raipur,
Raipur {C.G.}

4. **The State Of Madhya Pradesh,**
Through The Secretary,
Home {Police} Department,
Vallabh Bhawan, Bhopal {M.P.}

WRIT PETITION UNDER ARTICLE 226 /227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF THE DIRECTION (S), OR ORDER (S).

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... W.P. No. 2004 ..... **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13.06.2005

Shri Prakash Tiwari, learned counsel for the petitioners.

Shri Pankaj Shrivastava, Panel Lawyer for the State/ respondents no.1, 2 and 3.

Heard both the counsels.

The case of the petitioners is that they are working in the Police Department (Home Guards) in the State of Chhattisgarh. They are posted as Sub-Inspectors (Ministerial) and are working under the office of D.G.P., Home Guards, Mana Camp, Raipur (C.G). Learned counsel for the petitioners submits that all the petitioners are entitled for ad-hoc increase of Rs.70/- in pursuance of the order of the erstwhile State of Madhya Pradesh dated 29.4.1984.

Further submission is that similarly satiated persons approached the State Administrative Tribunal by filing M.A.No.218 of 2001 and the Tribunal vide its order dated 17.11.2001 passed the order for granting benefit to those petitioners and in pursuance of that the benefit has been extended to those petitioners. It is also submitted that thereafter other similarly situated persons approached the High Court of Madhya Pradesh and the Gwalior Bench of that Court vide order dated 10.12.2004 passed in W.P.No.3113/2004 ordered for granting benefit to the petitioners. The Gwalior Bench of M.P.High Court directed that in case of the petitioners similar benefits should be granted.

SP/FS/2005 - 20,000

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ...W.P.No. 2004..... **सन् 200** 5

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Learned counsel also refers to the order dated 26.4.2005 passed in W.P.No.1555/2005 by this Court in which the similarly placed persons have been granted reliefs of above nature.

In view of the above orders, these petitioners are also claiming the same benefit being similarly placed persons.

Having heard learned counsel for the petitioners and having regard to the facts and circumstances of the case particularly the circumstance that this Court in W.P. No.1555/2005 has directed that cases of the petitioners of that petition be considered for the benefit of circular of Government's orders dt.29.4.1984, it is directed that in case the petitioners are also similarly placed persons and working as Ministerial Staff in the Home Guards then they should also be considered for the benefit of circular of Governments order dated 29.4.1984 in accordance with law.

With the above directions, this petition stands finally disposed of.

Consequently, I.A.No. 3785/2005 also stands disposed of.

C.C. as per rules.

Sd/-
Sunil Kumar Sinha
Judge

Read

SP/FS/2005 - 20,000

16.6.05 9/7/05